THE HON'BLE SRI JUSTICE C.V.RAMULU

WRIT PETITION NO.24081 OF 2006

DATE: 20th November 2006

Between:
K.Chinnapa Reddy,
S/o late Rami Reddy,
aged 45 years,
Galiveedu village and Mandal,
Kadapa District.

… Petitioner.

And

1. The District Collector,
   Kadapa (Civil Supplies wing) and another.

… Respondents.

* * *

ORDER:

It appears that the petitioner is owner of lorry bearing No.AP 04 U 3364 (10 tyres) and it was intercepted on 17th October 2006 when transporting 361 bags of rice (Ex.Norm Punjab) and was seized under a panchanama purported to have been conducted by the Mandal Revenue Officer, Kadapa Mandal.

2. According to the petitioner, he has nothing to do with the rice seized. He is only hirer and he sent the said vehicle for transport of the said rice. Neither he knows about the intention of the person who engaged the vehicle for transporting rice nor he has got any knowledge that the rice seized is subsidized rice meant for distribution to people under the scheme evolved by the government. Though he approached the respondents for release of the vehicle, it was not released as of now.

3. In view of the above, without expressing any opinion as to the

seizure, the respondents are directed to release the vehicle bearing No.AP 04 U 3364 (10 tyres) to the petitioner subject to proof of ownership and further subject to petitioner furnishing third party security for an amount of Rs.1,00,000/- (Rupees one lakh only) and on further undertaking that he shall not alienate or create any encumbrance or alter the nature of the vehicle during pendency of the proceedings before the respondents.

4. The writ petition is accordingly disposed of. No costs.

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C.V.RAMULU, J.

Date: 20th November 2006.
BSB